

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As the below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names.

We believe we are an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### **VARIABLE OPTICAL ATTENUATOR ON AN ELECTRO-OPTICAL LAYER**

the specification of which (check one)

- (X) is attached hereto.  
( ) was filed by an authorized person on my behalf on \_\_\_\_\_  
as Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_  
(if applicable)

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and so identified, and we have also identified below any foreign application for patent or inventor's certificate on this invention filed by us or our legal representatives or assigns and having a filing date before that of the application on which priority is claimed.

<u>Number</u>	<u>Country</u>	<u>Day/Month/Year Filed</u>	<u>Priority Claimed (Yes or No)</u>
None			

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
None		

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint the following attorneys and patent agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith.

<u>Attorney/Agent</u>	<u>Reg. No</u>	<u>Attorney/Agent</u>	<u>Reg. No.</u>
David Schnapf	31,566	Oral Caglar	44,577
Hal R. Yeager	35,419	Janene P. Bassett	45,978
Steven R. Vosen	45,186	Steve Hassid	46,762
James R. Brueggemann	28,286	Brian Martin	47,771
Gary A. Clark	28,060	Susan Hwang	50,861
David J. Meyer	33,425	Ping Chu	50,887
Timothy Epp	38,768	Kyracos Tsircou	53,705

We hereby request that all correspondence in respect to this application be directed to:

**SHEPPARD MULLIN RICHTER & HAMPTON LLP**  
**Attn: Mike Encinas**  
**333 South Hope Street, 48-th Floor**  
**Los Angeles, CA 90071-1406**

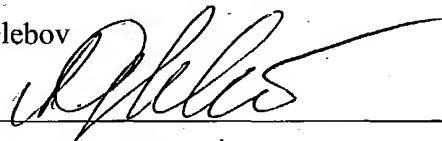
and that all telephone calls be directed to:

**David Schnapf at 415-434-9100.**

Full name of sole or first joint inventor: Alexei Glebov

Inventor's signature:

Date:

  
6/24/2003

Residence and Post Office Address:

332 Greenfield Ave.  
San Mateo, CA 94403

Citizenship:

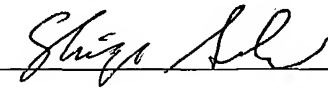
Russian Federation

Full name of second joint inventor:

Shigenori Aoki

Inventor's signature:

Date:

  
6/24/2003

Residence and Post Office Address:

752 Devonshire Way  
Sunnyvale, CA 94087

Citizenship:

Japan